

VARGAS  
DEFENDANT'S  
PRETRIAL MEMO

EXHIBIT  
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## VARGAS TRIAL EXHIBIT LIST

Venue: United States District Court for the Middle District of Pennsylvania

Case Name: Joanna Vargas, Executrix of the Estate of Justino Vargas v. Penn State Milton S. Hershey Medical Center

Case No: 1:16-CV-01657

Submitting Party: Defendant

**Updated 5/1/18**

Exhibit Number		Description of Object or Item	Identified	Date entered in Evidence	Witness on Stand
PTF	DFT	<b>MEDICAL RECORDS</b>			
	D-1	Medical records of Hershey Medical Center	HMC0001-0235		
	D-2	Radiology/Diagnostic Studies of Hershey Medical Center	Radiology DVD		
	D-3	Medical records of Mecklenberg EMS	MEMS001-034		
	D-4	Medical records of Carolinas Medical Center	CMC001-083		
	D-5	Records of Mecklenberg Medical Examiner	MME(p)001-005		
	D-6	Records of York Pathology Associates including Autopsy Report	YP001-031		
	D-7	Death Certificate of Justino Vargas	DC(p)001		
	D-8	Medical records of Jawad Farhat, MD re: Mr. Vargas	JF-MR001-277		
	D-9	Medical records of GI Associates of St. Augustine	GIA001-041		
	D-10	Medical records of Flagler Hospital	FH0001-0808		
	D-11	Medical records of Orthopaedic Asso. of St. Augustine	OASA001-156		
	D-12	Medical records of Florida Sports Medicine Institute	FSMI(p)001-062		
	D-13	Medical records of Pain Management Specialists	PMS001-035		
	D-14	Records of Walgreens Pharmacy	WP001-052		
	D-15	Medical records of Jawad Farhat, MD re: Mrs. Vargas	JFMRS001-016		
	D-16	Records of Leslie Feret, LSW re: Mrs. Vargas	LF001-011		
		<b>EXPERTS</b>			
	D-17	1/17/17 Report of Pl. Expert Neil Julie, MD			
	D-18	1/10/18 Supplemental Report of Pl. Expert Neil Julie, MD			
	D-19	CV of Neil Julie, MD			
	D-20	Deposition Transcript of Neil Julie, MD w/ Exhibits			

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D-20(A)	Videotape Deposition of Neil Julie, MD	(physical exhibit)		
D-21	1/30/17 Report of Pl. Expert David Hopkins, ASA			
D-22	CV of David Hopkins, ASA			
D-23	Undated Report of Defense Expert Loren Laine, MD			
D-24	CV of Loren Laine, MD			
D-25	Deposition Transcript of Loren Laine, MD w/ Exhibits			
D-25(A)	Videotape Deposition of Loren Laine, MD	(physical exhibit)		
D-26	3/12/18 Report of Defense Expert Stephen Lagana, MD			
D-27	CV of Stephen Lagana, MD			
D-28	Deposition Transcript of Stephen Lagana, MD w/ Exhibits			
D-28(A)	Videotape Deposition of Stephen Lagana, MD	(physical exhibit)		
	<b>DEPOSITION TRANSCRIPTS/VIDEOS</b>			
D-29	Deposition Transcript of Joanna Vargas w/ Errata & Exhibits			
D-29(A)	Videotape Deposition of Joanna Vargas			
D-30	Deposition Transcript of Charles Dye, MD w/ Errata			
D-31	Deposition Transcript of Daniel Lotner, MD w/ Errata			
D-32	Deposition Transcript of Simon Mucha, MD w/ Errata			
D-33	Deposition Transcript of Isabel Brea, MD			
D-34	Deposition Transcript of Amy Welch, MD			
D-35	Deposition Transcript of Robert E. Thomas, Jr., MD w/ Exhibits			
D-36	Deposition Transcript of Jerry Ray w/ Exhibits			
D-36(A)	Videotape Deposition of Jerry Ray	(physical exhibit)		
D-37	Deposition Transcript of Philipp Cappuccio			
D38	Deposition Transcript of Justin Vargas, Jr. w/ Errata			

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D38(A)	Videotape Deposition of Justin Vargas, Jr.			
D-39	Deposition Transcript of Justin Philip Vargas			
D-40	Deposition Transcript of David Vargas			
D-41	Deposition Transcript of Adam Vargas			
D-42	Certificate of Non-Appearence for Edward Vargas			
	<b>PLEADINGS</b>			
D-43	Plaintiff's Complaint w/ Certificate of Merit			
D-44	Defendant's Answer to Plaintiffs' Complaint			
D-45	Defendant's Corporate Disclosure Statement			
D-46	Plaintiff's Rule 26(a)(1) Initial Disclosures			
D-47	Defendant's Rule 26(a)(1) Initial Disclosures			
	<b>DISCOVERY</b>			
D-48	Plaintiff's Answers to Defendant's Interrogatories			
D-49	Plaintiff's Responses to Defendant's Request for Production of Documents			
D-50	Plaintiff's Document Production – February 10, 2017 w/ 19 separate attachments			
D-51	Answers and Objections to Plaintiff's Interrogatories and RFP Addressed to Defendant w/ attached Privilege Log			
D-52	First Supplemental Answers and Objections to Plaintiff's Interrogatories and RFP Addressed to Defendant w/ attachments and Privilege Log			
D-53	Second Supplemental Answers and Objections to Plaintiff's Interrogatories and RFP Addressed to Defendant w/ attachments			

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D-54	Objections and Responses to Plaintiff's Interrogatories and RFP Directed to Defendant (July 18, 2017) w/ attachments			
D-55	Objections and Responses to Plaintiff's 17 August 2017 RFP Directed to Defendant			
	<b>MISCELLANEOUS EXHIBITS</b>			
D-56	Hershey Medical Center Billing Records	3002-3010		
D-57	Insurance Records of First Coast Service Options of FL – Medicare	FCSOM0001 – 0123		
D-58	10/17/16 Corre. from FL Medicaid Recovery – No Lien			
D-59	6/30/17 Corre. from CMS Medicare – No Lien			
D-60	US Airways/American Airlines Flight Incident Report	USAIR(p)001-006		
D-61	US Airways Tickets/Information 11/28/14 and 12/3/14 Flights			
D-62	Text Messages produced 1/16/18			
D-63	Joanna Vargas's Handwritten Notes			
D-64	Plaintiff's Income Tax Returns 2007, 2009 and 2014			
D-65	HMC Chart Locator and Chart Access Logs (Redacted)	4173-4178		
D-66	Exam Audit Trail (Redacted)	4179-4181		
D-67	Diagnostic Exam & Results Audit Trail (Redacted)	4182-4186		
D-68	Screen Shots of Endoscopy Diagnostic Exam Audit Trail Log (Redacted)	4187-4194		
D-69	Pager Records of Dr. Daniel Lotner (Redacted)	3011-3012		
D-70	Pager Records of Dr. Simon Mucha (Redacted)	4277-4279		
D-71	Pager Records of Dr. Charles Dye (Redacted)	4280-4281		
D-72	Pager Records of Dr. Amy Welch (Redacted)	4282-4283		

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D-73	Pager Records of Dr. Isabel Brea (Redacted)	4284		
D-74	Endoscopy Manual Table of Contents (Updated 2/10/14)	4153-4155		
D-75	Clinical Practice Manual Nursing Table of Contents (Updated 12/31/13)	4168-4172		
D-76	Policy 8-02-007 Admission and Discharge (Effective 2/12)	4271-4273		
D-77	Policy 8-01-001 EGD (Effective 12/13)	4318-4320		
D-78	Policy 8-02-002 Endoscopy Standard of Care (Effective 12/14)	4162-4167		
D-79	Policy 8-01-008 Gastric Analysis (Effective 3/10)	4321-4323		
D-80	Policy 413NAM Departure Against Medical Advice (Effective 10/12)	4324-4326		
D-81	Policy E-8CPMN Emergency Department Standard of Care (Effective March 2014)	4327-4332		
D-82	Policy E-4CPMN Endoscopy Standard of Care (Effective 12/14)	4333-4338		
D-83	Policy I-13CPMN Intermediate Care Unit Standard of Care (Effective 2/13)	4339-4343		
D-84	Letters of Administration			
D-85	Radiology Film History	3000		
D-86-90	Demonstrative Exhibits / Anatomic Illustrations TBD			
	<b>PLAINTIFFS' EXHIBITS</b>			
	Photographs			
	Articles			
	Timeline			

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